

**ONE HUNDRED FOURTH LEGISLATURE - SECOND SESSION - 2016**  
**COMMITTEE STATEMENT**  
**LB910**

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**Hearing Date:** Thursday February 04, 2016  
**Committee On:** Judiciary  
**Introducer:** Bolz  
**One Liner:** Change provisions relating to parole administration

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**  
**Aye:** 7 Senators Coash, Ebke, Krist, Morfeld, Pansing Brooks, Seiler, Williams  
**Nay:**  
**Absent:**  
**Present Not Voting:** 1 Senator Chambers

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**Verbal Testimony:**

**Proponents:**  
SEN. KATE BOLZ  
DOUG KOEBERNICK

**Representing:**  
INTRODUCER  
OFFICE OF INSPECTOR GENERAL

**Opponents:**

**Representing:**

**Neutral:**  
ROSALYN COTTON  
RANDALL REHMEIER  
SCOTT FRAKES

**Representing:**  
BOARD OF PAROLE  
BOARD OF PAROLE  
NDCS

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**Summary of purpose and/or changes:**

LB910 is a bill related to issues within the Department of Correctional Services ("the Department").

Section 1 would amend 47-903 (the definition section for the Inspector General of the Nebraska Correctional System Act) to add a definition of the term "Office of Parole Administration" for purposes of the Act.

Section 2 would amend 47-908 to require that employees of the Office of Parole Administration cooperate with the Inspector General, as required by the Act.

Section 3 would amend 47-913 to require the Office of Parole Administration to provide the Public Counsel and Inspector General with direct computer access to computerized records. This is already required; the change would ensure access to these records after the Parole Administration transitions out of the Department.

Section 4 would amend 83-171 to change the date for the Parole Administration transition out of the Department from July 1, 2016 to January 1, 2017.

Section 5 would amend 83-1,100 to change the date for the Parole Administration transition out of the Department from July 1, 2016 to January 1, 2017. This section would also require the Parole Board chairperson and the director of the Department to meet and report to the Legislature every month until the transition.

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Section 6 would amend 83-1,101 to provide that the Parole Board chair shall appoint Parole Administrator. The bill would provide that the Parole Administrator may be removed after a vote taken by majority of the Board.

Section 7 would amend 83-933 to change the date for the Parole Administration transition out of the Department from July 1, 2016 to January 1, 2017.

Section 8 would repeal the sections amended by this bill.

Section 9 would add an emergency clause.

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**Explanation of amendments:**

AM2328 to LB910 would make minor changes to the provisions relating to the Inspector General of Corrections, the Parole Administrator, and the timeline for the transition of the Parole Administration out of the Department. Section 5 of the amendment would also incorporate provisions of LB690; sections 6 through 8 would incorporate provisions of LB1080. The bill, as amended, is the "LB598 follow-up bill" relating to the LR424 Committee recommendations.

Section 1 would amend 47-901 to add section 4 of the bill to the Office of Inspector General of the Nebraska Correctional System Act.

Section 2 would amend 47-903 - no change from the green copy. This section would add a definition of the term "Office of Parole Administration" for purposes of the Act.

Section 3 would amend 47-908 %u2013 no change from the green copy. This section would require that employees of the Office of Parole Administration cooperate with the Inspector General, as required by the Act.

Section 4 would create a new section, instead of amending 47-913, to require the Office of Parole Administration to provide the Public Counsel and Inspector General with direct computer access to computerized records. This is already required; the change would ensure access to these records after the Parole Administration transitions out of the Department.

Section 5 would amend 68-1017.02 to incorporate LB690, which advanced from the Health and Human Services Committee. This section would eliminate the ban on Supplemental Nutrition Assistance Program eligibility for individuals convicted of a drug-related felony offense.

Section 6 would amend 81-161.03 to incorporate a provision from LB1080, which advanced from the Government Affairs committee. This section would increase the limit on purchases of raw materials to be used for industries established by the Department of Correctional Services from \$25,000 to \$50,000.

Section 7 would amend 81-1185 to incorporate a provision from LB1080, which advanced from the Government Affairs committee. This section would remove "material used in the production of goods or the provision of services by the correctional industries program of the Department of Correctional Services" from the definition of the term "state government recyclable material".

Section 8 would amend 83-150 to incorporate a provision from LB1080, which advanced from the Government Affairs committee. This section would add funds received by the Department of Correctional Services from recycled materials to the Correctional Industries Revolving Fund.

Section 9 would amend 83-1,101 to provide that the Parole Board, instead of the Director of Correctional Services, shall appoint the Parole Administrator. This section, as amended, would also require the Administrator to be a person with appropriate training and experience.

Section 10 would amend 83-4,114 to add a deadline of September 15th for the report requirement and eliminate a

reference to the definition of the term "mental illness" used in 71-907. This section would also strike a redundant member of the work group; the current statute lists "all deputy directors" to serve on the work group, and also requires "the director of health services within the department" to serve on the work group. Because the "director of health services" is one of the "deputy directors", subdivision (5)(a)(ii) is not necessary.

Section 11 would repeal the sections amended by this bill.

Section 12 would provide an emergency clause

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Les Seiler, Chairperson